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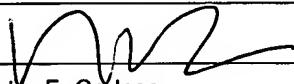
Total Number of Pages in This Submission

Application Number	10/714,470-Conf. #2491
Filing Date	November 13, 2003
First Named Inventor	Harry C. Dietz
Art Unit	1634
Examiner Name	A.M. Shaw
Attorney Docket Number	60277(71699)

ENCLOSURES (Check all that apply)

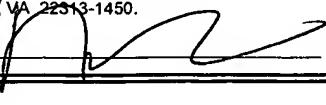
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
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<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
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	Remarks	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	EDWARDS ANGELL PALMER & DODGE LLP		
Signature			
Printed name	Peter F. Corless		
Date	June 12, 2006	Reg. No.	33,860

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Label No. EV 755 069 695 US, on the date shown below in an envelope addressed to:
MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: June 12, 2006

Signature:  (Peter F. Corless)



I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Label No. EV755069699US, on the date shown below in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: June 12, 2006 Signature: 
(Peter F. Corless)

Docket No.: 60277(71699)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Harry C. Dietz et al.

Application No.: 10/714,470

Confirmation No.: 2491

Filed: November 13, 2003

Art Unit: 1634

For: DETECTION OF A PREDISPOSITION FOR
THE DEVELOPMENT OF CORONARY
ARTERY DISEASE

Examiner: A.M. Shaw

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed May 12, 2006, applicant hereby provisionally elects Group I, claims 1-13, drawn to a "method for determining a patient's predisposition to develop coronary artery disease and methods for treating a patient suffering from coronary artery disease" for continued examination, with traverse.

The Examiner has required restriction between Group I, claims 1-13, as recited above, and Group II, claim 14, drawn to "a kit for coronary artery disease."

The Commissioner may require restriction if two or more independent and distinct inventions are claimed in a single application (37 CFR 1.142(a)). In the present case, although the claimed subject matter may be classified in different classes, the inventions are not independent.

A complete search and examination of the method of Groups I and the kit of Group II as identified in the Restriction Requirement will be significantly overlapping.

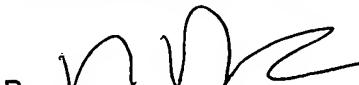
Group I includes methods comprising isolating DNA from a patient and analyzing the DNA to detect the presence of the KL-VS allele. Group II includes kits for coronary artery disease comprising means for analyzing the DNA of a patient to detect the presence of the KL-VS allele. Substantial time and expense for both Applicants and the USPTO will be saved if the subject matter of both Groups is considered at this time, rather than necessitating the filing and examination of a continuing application.

It is respectfully requested that the Restriction Requirement be withdrawn, and that each of claims 1-14 presently pending in this application be examined.

Dated: June 12, 2006

Respectfully submitted,

By


Peter F. Corless

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